Case 08-35653-KRH Doc 11873 Filed 04/27/12 Entered 04/27/12 12:23:34 Desc Main Document Page 1 of 3

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA Richmond Division

 -X

In re: : Chapter 11

CIRCUIT CITY STORES, INC., et al., : Case No. 08-35653-KRH

:

: Jointly Administered

Debtors. :x

RESPONSE OF GENERATION H ONE AND TWO LIMITED PARTNERSHIP TO LIQUIDATING TRUST'S TWENTY-EIGHTH OMNIBUS OBJECTION TO LANDLORD CLAIMS

Comes now Generation H One and Two Limited Partnership (the "Claimant"), a former landlord of one or more of the debtors and holder of one or more valid claims against the estate of the debtors herein, and responds to the Liquidating Trust's Twenty-Eighth Omnibus Objection to Landlord Claims (the "Objection") previously filed herein by stating as follows:

- 1. The Trustee proposes to reduce the Claimant's claim number 12537 from \$760,763.00 to \$668,392.29. Although Claimant may accede to some position of the proposed reduction, it is not in complete accord, and thus files this response in order that its claim not be expunged.
- 2. In particular, it concedes that it has been paid its "stub rent" claim, as asserted in the Objection, and thus agrees to a reduction in claim no. 12537 by \$31,834.82. However, it

Augustus C. Epps, Jr., Esquire (VSB No. 13254) Jennifer M. McLemore, Esquire (VSB No. 47164)

CUDICTIAN 6 DADTON LLD

CHRISTIAN & BARTON, LLP

909 East Main Street, Suite 1200 Richmond, Virginia 23219

Telephone: (804) 697-4100 Facsimile: (804) 697-4112

Partnership

continues to assert the validity of the remaining amount of its claim and thus requests that this matter be set down for status conference on the May 10, 2012 docket of this case.

3. The persons whom the Trustee should contact concerning the particulars of the claim and the documents supporting the claim are:

Augustus C. Epps, Jr., Esquire Jennifer M. McLemore, Esquire Telephone: (804) 697-4100 Email: aepps@cblaw.com jmclemore@cblaw.com

4. The vast majority of the Claimant's documents have already been submitted to the Trustee and thus they are not attached hereto. However, the Claimant will provide such documents again if requested to do so.

Dated: April 27, 2012 GENERATION H ONE AND TWO LIMITED PARTNERSHIP

By: /s/ Jennifer M. McLemore

Augustus C. Epps, Jr., Esquire (VSB No. 13254) Jennifer M. McLemore, Esquire (VSB no. 47164) 909 East Main Street, Suite 1200

Richmond, Virginia 23219 Telephone: (804) 697-4100 Facsimile: (804) 697-6112

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of April 2012, the foregoing pleading was served by United States first class mail delivery on the following:

Lynn L. Tavenner, Esquire Tavenner & Beran, PLC 20 North Eighth Street, 2nd Floor Richmond, Virginia 232319

Jeffrey N. Pomerantz, Esquire Pachulski Stang Ziehl & Jones LLP 10100 Santa Monica Boulevard Los Angeles, California 90067-4100

Robert J. Feinstein, Esquire Pachulski Stang Ziehl & Jones LLP 780 Third Avenue, 36th Floor New York, New York 10017

> /s/ Jennifer M. McLemore Jennifer M. McLemore

1230408